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2 Federal Public Defender  
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Attorney for Marco Antonio Plascencia-Gomez

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 MARCO ANTONIO PLASCENCIA-  
16 GOMEZ,

17 Defendant.  
18

Case No. 2:20-mj-01022-BNW

**STIPULATION TO VACATE  
STATUS CONFERENCE**

19 Christopher Chiou, Acting United States Attorney, and Stephanie Ihler,  
20 Assistant United States Attorney, counsel for the United States of America, and  
21 Rene L. Valladares, Federal Public Defender, and Joanne L. Diamond, Assistant  
22 Federal Public Defender, counsel for Marco Antonio Plascencia-Gomez, hereby  
23 provide the Court with the following status report:

24 1. On November 25, 2021, Mr. Plascencia-Gomez was charged in a  
25 three-count Complaint with (1) Operating a Vessel while Under the Influence of  
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1 Alcohol, (2) Refusal to Submit to a Chemical Test, and (3) Operating a Vessel with  
2 Person Riding on Transom. ECF No. 1.

3 2. On March 10, 2021, Mr. Plascencia-Gomez entered into a Petty  
4 Offense Plea Agreement with the government in which he agreed to plead guilty  
5 to Count Two of the Complaint, Refusal to Submit to a Chemical Test. ECF No. 9.  
6 The government agreed to dismiss Count One, Operating a Vessel while Under the  
7 Influence of Alcohol, and Count Three, Operating a Vessel with Person Riding on  
8 Transom. *Id.*

9 3. The parties jointly agreed to recommend Mr. Plascencia-Gomez be  
10 sentenced to unsupervised probation for eighteen months, with the following  
11 special conditions: (i) pay a \$1,000 fine and a mandatory \$10 penalty assessment;  
12 (2) attend and complete the Lower Court Counseling's DUI course and Victim  
13 Impact Panel; (3) complete an 8 hour online alcohol awareness course; (4) complete  
14 an approved boating safety course; (5) not return to Lake Mead for one year; (6)  
15 not violate any local, state, or federal laws for 6 months. *Id.*

16 4. On March 10, 2021, this Court sentenced Mr. Plascencia-Gomez  
17 pursuant to the plea agreement. ECF No. 8.

18 5. This Court ordered the parties to file a Proposed Stipulation or Notice  
19 by September 10, 2021, indicating Mr. Plascencia-Gomez has substantially  
20 completed the terms and conditions of supervision. *Id.* The Court further ordered  
21 that, if he has not completed his obligations before that time, the matter will be  
22 scheduled for Status Hearing on October 7, 2021, at 1:30pm. *Id.*

23 6. At the October 7, 2021, status hearing, Mr. Plascencia-Gomez has  
24 complied with all conditions except completing an approved boating safety course.  
25 The Court gave Mr. Plascencia-Gomez three months to complete the boating safety  
26 course and set a status conference for January 20, 2022, at 1:30pm, to be vacated

1 if he completed the boating safety course and provided proof to defense counsel.  
2 ECF No. 13.

3 7. Mr. Plascencia-Gomez has completed the boating safety course and  
4 provided proof to defense counsel. The parties hereby stipulate to vacate the  
5 January 20, 2022, Status Hearing.

6 DATED: December 28, 2021.

7  
8 RENE L. VALLADARES  
9 Federal Public Defender

CHRISTOPHER CHIOU  
Acting United States Attorney

10 By /s/ Joanne L. Diamond

By /s/ Stephanie Ihler

11 JOANNE L. DIAMOND  
12 Assistant Federal Public Defender

STEPHANIE IHLER  
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA  
3

4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.  
7

8 MARCO ANTONIO PLASCENCIA-  
9 GOMEZ,

10 Defendant.  
11

Case No. 2:20-mj-01022-BNW

**ORDER**

12 IT IS THEREFORE ORDERED that the status conference set for January  
13 20, 2022, at 1:30pm, is hereby vacated.

14 DATED: December 28, 2021.

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16 UNITED STATES MAGISTRATE JUDGE  
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